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Chapter 7 Trustee

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA, LOS ANGELES DIVISION

In re

GIRARDI KEESE,

Debtor.

Case No. 2:20-bk-21022-BR

Chapter 7

**TRUSTEE'S SUPPLEMENT TO
RECOMMENDATION RE REPORT OF
AUCTIONEER RE CREDIT CARD DISPUTES
AND CHARGE BACKS**

[Relates to Dkt. No. 687]

**[Proposed Amended Order Uploaded
Concurrently Herewith]**

[No Hearing Required]

**TO THE HONORABLE BARRY RUSSELL, UNITED STATE BANKRUPTCY JUDGE,
OFFICE OF THE UNITED STATES TRUSTEE, CREDITORS AND ALL INTERESTED
PARTIES:**

Elissa D. Miller, the Chapter 7 Trustee (the "Trustee") for Girardi Keese (the
"Debtor") hereby submits her *"Trustee's Supplement To Recommendation Re Report Of
Auctioneer Re Credit Card Disputes And Charge Backs."*

1. On September 14, 2021, the Trustee filed her *"Recommendation Re Report
Of Auctioneer And Compensation Of Auctioneer Fees And Expenses And Exoneration Of
Auctioneer's Bond"* [Dkt. No. 687] and the *"Report Of Auctioneer And Application For
Fees And Expenses"* [Dkt. No. 688] (jointly the "Auction Report"). In connection
therewith, the Trustee also uploaded and filed an Order thereon [Dkt. No. 689].

3 Attached hereto as **Exhibit "1"** is an Amended Order approving the Report of the Auctioneer. The Amended Order is identical to the original Order except for the addition of a new paragraph 4 which provides as follows: "In the event that a Buyer successfully disputes a charge, the Trustee is authorized to refund to 360, the amount of such charge."

DATED: September 21, 2021

/s/ *Elissa D. Miller*

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EXHIBIT 1

1 Elissa D. Miller
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7 Chapter 7 Trustee

8 **UNITED STATES BANKRUPTCY COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA, LOS ANGELES DIVISION**

10 In re

11 GIRARDI KEESE,

12 Debtor.

Case No. 2:20-bk-21022-BR

Chapter 7

**AMENDED ORDER APPROVING
TRUSTEE'S RECOMMENDATION RE
REPORT OF AUCTIONEER AND
COMPENSATION OF AUCTIONEER FEES
AND EXPENSES AND EXONERATION OF
AUCTIONEER'S BOND**

[Relates to Docket Nos. 687 and 688]

No Hearing Required]

17 It appearing that Elissa D. Miller, Chapter 7 Trustee, did file a Report of Auctioneer
18 and Application for Fees and Expenses [Docket No. 688] ("Report of Auctioneer"), there
19 being no objection to the allowance of the Report of Auctioneer, and the Court being fully
20 advised, and good cause appearing,

21 **IT IS HEREBY ORDERED:**

22 1. The Report of Auctioneer is in accordance with the Order of this Court and
23 is hereby approved;

24 2. The Trustee is authorized to pay to ThreeSixty Asset Advisors, LLC ("360")
25 final Buyer's premium plus costs and expenses in the total sum of \$66,083.31;

26 3. The Trustee is authorized to pay such expenses from the funds in her
27 possession;

1 4. In the event that any Buyer successfully disputes a charge, the Trustee is
2 authorized to refund to 360, the amount of such charge, and

3 5. The Auctioneer's bond is exonerated.

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PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is 333 South Grand Avenue, Suite 3400, Los Angeles, CA 90071.

A true and correct copy of the foregoing document entitled (*specify*): **TRUSTEE'S SUPPLEMENT TO RECOMMENDATION RE REPORT OF AUCTIONEER RE CREDIT CARD DISPUTES AND CHARGE BACKS** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) September 21, 2021, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

See Attached

☒ Service information continued on attached page.

2. SERVED BY UNITED STATES MAIL:

On (*date*) September 21, 2021, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Debtor

Girardi Keese
1126 Wilshire Blvd
Los Angeles, CA 90017-1904

☐ Service information continued on attached page.

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) _____, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

September 21, 2021

Date

Cheryl Caldwell

Printed Name

/s/Cheryl Caldwell

Signature

ADDITIONAL SERVICE INFORMATION (if needed):

1. SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")

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